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RESPONSE UNDER 37 C.F.R. §1.116

EXPEDITED PROCEDURE-EXAMINING GROUP 1642

ITW AF
10/2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of :
James M. Mullin : Examiner. Susan Ungar
Serial No. 09/853,427 : Group Art Unit: 1642
Filed: May 10, 2001 :
For: EARLY DIAGNOSIS OF :
CANCEROUS AND PRECANCEROUS :
CONDITIONS BY LEAKAGE OF :
SIGNATURE PEPTIDES AND :
CARBOHYDRATES INTO THE :
BLOODSTREAM :

Certificate of Mailing Under 37 CFR §1.8(a)

I hereby certify that this Correspondence is being deposited on
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November 4, 2004
Date of Certificate

Jane C. Bogan
Jane C. Bogan

In the event the that a fee is required in connection with this
submission and not enclosed, the Commissioner is authorized to charge such fee
to the account of the undersigned attorneys, Account No. 04-1406. A duplicate
copy of this sheet is enclosed.

DANN, DORFMAN, HERRELL AND SKILLMAN
A Professional Corporation

By Kathleen D. Rigaut
Kathleen D. Rigaut, Ph.D., J.D.
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**EXPEDITED PROCESSING REQUESTED:
RESPONSE AFTER FINAL**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of) Examiner: Susan Unger
James Mullin et al.) Art Unit: 1642
Serial No. 09/853,427)
Filed: May 10, 2001)
For: "Early Diagnosis of Cancer)
or Precancerous Conditions)
by Leakage of Signature)
Peptides and Carbohydrates)
into the Bloodstream")

STATEMENT REGARDING TELEPHONIC INTERVIEW

In the Notice of Allowance dated October 26, 2004, Applicants were given one month from the telephonic interview date of October 19, 2004 to file a statement of the substance of the interview. According to 37 C.F.R. 1.2 "Where the substance of an interview is completely recorded in an Examiners Amendment, no separate Interview Summary Record is required." This is the case in the above-identified application. A copy of the Examiner's amendment is attached hereto. Accordingly, Applicants submit that such a statement is **NOT** required in the instant application.

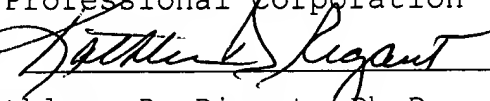
In the event a fee is required the Examiner is
authorized to charge the deposit account of the undersigned
04-1406.

Respectfully submitted,

DANN, DOREMAN, HERRELL AND SKILLMAN

A Professional Corporation

By


Kathleen D. Rigaut, Ph.D., J.D.

PTO Registration No. 43,047

Telephone: (215) 563-4100

1. An Examiner's Amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 C.F.R. § 1.312. To ensure consideration of such an amendment, it **MUST** be submitted no later than the payment of the Issue Fee.

2. The Amendment filed July 26, 2004 in response to the Office Action of June 10, 2004 is acknowledged and has been entered. Previously pending claims 1-12 and 16-17 have been canceled. Claims 13-15 are currently under prosecution.

3. The application has been amended as follows:

In the specification:

On page 1, lines 8-9, the paragraph starting "This application claims" and ending with "May 10, 2000." Was deleted and the following paragraph was substituted.

--This application claims benefit of US provisional Patent Application No. 60/203,271, filed May 10, 2000, now abandoned.--

4. Authorization for this Examiner's Amendment was given in a telephone interview with K. Rigaut on October 19, 2004.

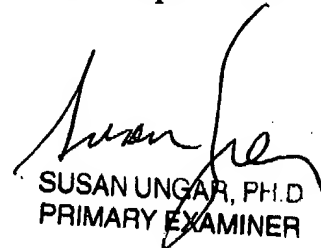
5. Any comments considered necessary by applicant must be submitted no later than the payment of the Issue Fee and, to avoid processing delays, should

preferably **accompany** the Issue Fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

6. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Susan Ungar, PhD whose telephone number is (571) 272-0837. The examiner can normally be reached on Monday through Friday from 7:30am to 4pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Jeffrey Siew, can be reached at 571-272-0787. The fax phone number for this Art Unit is (703) 872-9306.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the Group receptionist whose telephone number is (703) 872-9306.



SUSAN UNGAR, PH.D
PRIMARY EXAMINER

Susan Ungar
Primary Patent Examiner
October 19, 2004

Interview Summary

Application No.

09/853,427

Applicant(s)

MULLIN ET AL.

Examiner

Susan Ungar

Art Unit

1642

All participants (applicant, applicant's representative, PTO personnel):

(1) Susan Ungar.

(3) _____

(2) K. Rigaut.

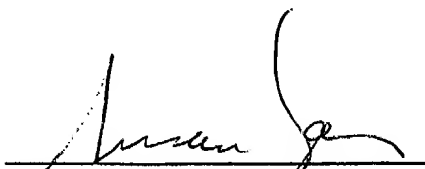
(4) _____

Date of Interview: 19 October 2004.Type: a) ☒ Telephonic b) ☐ Video Conference
c) ☐ Personal [copy given to: 1) ☐ applicant 2) ☒ applicant's representative]Exhibit shown or demonstration conducted: d) ☐ Yes e) ☒ No.
If Yes, brief description: _____Claim(s) discussed: All pending.Identification of prior art discussed: n/a.Agreement with respect to the claims f) ☒ was reached. g) ☐ was not reached. h) ☐ N/A.Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: The claimed invention is allowable as currently constituted. The priority data needs to be updated. Ms. Rigaut authorized Examiner to update priority data by Examiner's amendment.

(A fuller description, if necessary, and a copy of the amendments which the examiner agreed would render the claims allowable, if available, must be attached. Also, where no copy of the amendments that would render the claims allowable is available, a summary thereof must be attached.)

THE FORMAL WRITTEN REPLY TO THE LAST OFFICE ACTION MUST INCLUDE THE SUBSTANCE OF THE INTERVIEW. (See MPEP Section 713.04). If a reply to the last Office action has already been filed, APPLICANT IS GIVEN ONE MONTH FROM THIS INTERVIEW DATE, OR THE MAILING DATE OF THIS INTERVIEW SUMMARY FORM, WHICHEVER IS LATER, TO FILE A STATEMENT OF THE SUBSTANCE OF THE INTERVIEW. See Summary of Record of Interview requirements on reverse side or on attached sheet.

Examiner Note: You must sign this form unless it is an Attachment to a signed Office action.


Examiner's signature, if required